

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS

Carol Bamonte, as Administrator of the Estate of Kathleen Durst and James McCormack, Virginia McKeon and Mary Hughs, as Co-Administrators of the Estate of Anna C. McCormack

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
Abrams Fensterman, LLC, 3 Dakota Drive, Suite 300, Lake Success, NY
11042 (516) 328-2300

Robinson Brod 875 3rd Ave., NY, NY 10022 (212) 603-6300

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Wrongful Death Cause of Action brought pursuant to 28 USC 1332

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No Yes Judge Previously Assigned _____

If yes, was this case Vol. Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE?

No Yes

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

		TORTS	ACTIONS UNDER STATUTES			
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
[] 110 INSURANCE	[] 310 AIRPLANE	[] 367 HEALTHCARE/PHARMACEUTICAL PERSONAL INJURY/PRODUCT LIABILITY	[] 625 DRUG RELATED SEIZURE OF PROPERTY	[] 422 APPEAL 28 USC 158	[] 375 FALSE CLAIMS	[] 376 QUI TAM
[] 120 MARINE	[] 315 AIRPLANE PRODUCT LIABILITY	[] 365 PERSONAL INJURY PRODUCT LIABILITY	[] 21 USC 881	[] 423 WITHDRAWAL 28 USC 157	[] 400 STATE REAPPORTIONMENT	[] 410 ANTITRUST
[] 130 MILLER ACT	[] 320 ASSAULT, LIBEL & SLANDER	[] 388 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY	[] 690 OTHER		[] 430 BANKS & BANKING	[] 450 COMMERCE
[] 140 NEGOTIABLE INSTRUMENT	[] 330 FEDERAL EMPLOYERS' LIABILITY				[] 460 DEPORTATION	[] 470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO)
[] 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT	[] 340 MARINE				[] 480 CONSUMER CREDIT	[] 485 TELEPHONE CONSUMER PROTECTION ACT
[] 151 MEDICARE ACT	[] 345 MARINE PRODUCT LIABILITY					
[] 152 RECOVERY OF DEFULTED STUDENT LOANS (EXCL VETERANS)	[] 350 MOTOR VEHICLE	[] 370 OTHER FRAUD	[] 820 COPYRIGHTS [] 830 PATENT	[] 880 DEFEND TRADE SECRETS ACT	[] 490 CABLE/SATELLITE TV	[] 850 SECURITIES/COMMODITIES/EXCHANGE
	[] 355 MOTOR VEHICLE PRODUCT LIABILITY	[] 371 TRUTH IN LENDING	[] 835 PATENT-ABBREVIATED NEW DRUG APPLICATION	[] 840 TRADEMARK	[] 861 HIA (1395ff) [] 862 BLACK LUNG (923) [] 863 DIVC/DIWV (405(g)) [] 864 SSID TITLE XVI [] 865 RSI (405(g))	[] 890 OTHER STATUTORY ACTIONS
[] 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS	[] 360 OTHER PERSONAL INJURY	[] 380 OTHER PERSONAL PROPERTY DAMAGE			[] 870 TAXES (U.S. Plaintiff or Defendant) [] 871 IRS-THIRD PARTY 26 USC 7609	[] 891 AGRICULTURAL ACTS
[] 160 STOCKHOLDERS SUITS	[] 362 PERSONAL INJURY - MED MALPRACTICE	[] 385 PROPERTY DAMAGE PRODUCT LIABILITY				[] 893 ENVIRONMENTAL MATTERS
[] 190 OTHER CONTRACT CONTRACT PRODUCT LIABILITY						[] 895 FREEDOM OF INFORMATION ACT
[] 195 FRANCHISE	ACTIONS UNDER STATUTES	PRISONER PETITIONS				[] 896 ARBITRATION
	CIVIL RIGHTS	[] 463 ALIEN DETAINEE	[] 710 FAIR LABOR STANDARDS ACT			[] 899 ADMINISTRATIVE PROCEDURE ACT/REVIEW OR APPEAL OF AGENCY DECISION
		[] 510 MOTIONS TO VACATE SENTENCE 28 USC 2255	[] 720 LABOR/MGMT RELATIONS			[] 950 CONSTITUTIONALITY OF STATE STATUTES
		[] 530 HABEAS CORPUS	[] 740 RAILWAY LABOR ACT			
		[] 535 DEATH PENALTY	[] 751 FAMILY MEDICAL LEAVE ACT (FMLA)			
		[] 540 MANDAMUS & OTHER	[] 790 OTHER LABOR LITIGATION			
		[] 440 OTHER CIVIL RIGHTS (Non-Prisoner)	[] 791 EMPL RET INC SECURITY ACT (ERISA)			
REAL PROPERTY						
[] 210 LAND CONDEMNATION	[] 441 VOTING					
[] 220 FORECLOSURE	[] 442 EMPLOYMENT	PRISONER CIVIL RIGHTS				
[] 230 RENT LEASE & EJECTMENT	[] 443 HOUSING/ACCOMMODATIONS	[] 550 CIVIL RIGHTS	[] 462 NATURALIZATION APPLICATION			
[] 240 TORTS TO LAND	[] 445 AMERICANS WITH DISABILITIES - EMPLOYMENT	[] 555 PRISON CONDITION	[] 465 OTHER IMMIGRATION ACTIONS			
[] 245 TORT PRODUCT LIABILITY	[] 446 AMERICANS WITH DISABILITIES - OTHER	[] 560 CIVIL DETAINEE CONDITIONS OF CONFINEMENT				
[] 290 ALL OTHER REAL PROPERTY	[] 448 EDUCATION					

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.
AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13?
IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint
JURY DEMAND: YES NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

(PLACE AN X IN ONE BOX ONLY)

- | | | | | | | |
|---|---|--|---|--|---|---|
| <input checked="" type="checkbox"/> 1 Original Proceeding | <input type="checkbox"/> 2 Removed from State Court | <input type="checkbox"/> 3 Remanded from Appellate Court | <input type="checkbox"/> 4 Reinstated or Reopened | <input type="checkbox"/> 5 Transferred from (Specify District) | <input type="checkbox"/> 6 Multidistrict Litigation (Transferred) | <input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge |
| <input type="checkbox"/> a. all parties represented | | | | | | <input type="checkbox"/> 8 Multidistrict Litigation (Direct File) |
| <input type="checkbox"/> b. At least one party is pro se. | | | | | | |

(PLACE AN X IN ONE BOX ONLY)

- | | | | |
|---|---|---|---|
| <input type="checkbox"/> 1 U.S. PLAINTIFF | <input type="checkbox"/> 2 U.S. DEFENDANT | <input type="checkbox"/> 3 FEDERAL QUESTION | <input checked="" type="checkbox"/> 4 DIVERSITY
(U.S. NOT A PARTY) |
|---|---|---|---|

BASIS OF JURISDICTION**IF DIVERSITY, INDICATE CITIZENSHIP BELOW.****CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)**

(Place an [X] in one box for Plaintiff and one box for Defendant)

	PTF	DEF		PTF	DEF		PTF	DEF				
CITIZEN OF THIS STATE	[X]	1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	[]	3	[]	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	[]	5	[]	15	
CITIZEN OF ANOTHER STATE	[]	2	[X]	2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[]	4	[]	14	FOREIGN NATION	[]	16

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Carol Bamonte, 12 Gail Court, Kings Park, Suffolk County NY 11754, James McCormack, 18 Aropaho Trail, Sparta, Sussex County, NJ 07871, Virginia McKeon, 28 Potash Hill Lane, Hampden, Hampden County, MA 01036, Mary Hughes, 12 E. 86th Street, Apt 1702, New York, New York County, NY 10128

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

Debrah Charatan, as Nominated Executor of the Estate of Robert Durst, 2520 Robinhood Street, #1405, Houston, Harris County, TX 77005 and Resident Agent for Service, T. Michael Ballases, Hoover Slovacek LLP, 5051 Westheimer, Suite 1200, Houston, Harris County, TX 77056

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

COURTHOUSE ASSIGNMENT

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN

DATE 01/31/2022



SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT

[] NO

YES (DATE ADMITTED Mo. 10 Yr. 2003)
Attorney Bar Code # BM4808

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)